

MINUTES OF A REGULAR MEETING

BROOKLYN CITY COUNCIL

June 25, 2012

7:00 p.m.

Present: Colleen Gallagher
Katie Gallagher
Kevin Tanski
Tom Murphy
Tony DeMarco
Kathy Pucci

Absent: Ron Van Kirk

Pledge of Allegiance.

President DeMarco asked for an amendment of the Agenda to include acceptance of a grant for the Fire Department. **MOTION** by Pucci, second by C.Gallagher to amend Agenda, with the reason that we only received notice of this grant today. **VOTE RESULTED: Amend Agenda:** Yes: C.Gallagher, K.Gallagher, Tanski, Murphy, DeMarco, Pucci. No: None. **(AGENDA AMENDED)**

DISPOSAL OF MINUTES:

MOTION by Murphy, second by C.Gallagher to approve the minutes of June 11, 2012. **VOTE RESULTED: Approve:** Yes: C.Gallagher, K.Gallagher, Tanski, Murphy, DeMarco, Pucci. No: None. **(APPROVED)**

President DeMarco reminded everyone this is the last meeting before summer break, unless there is need for any special meeting(s), for which public notices will be posted. The next regular meeting will be September 10, 2012 at 7 p.m.

PUBLIC SESSION:

No public comment.

REPORTS OF COMMITTEES, COMMISSIONS & BOARDS:

Finance Committee (Chairman DeMarco): Met at 6:30. The Committee approved an authorization for replacement of stolen property for the Rec Dept. Recommended approval of Res. 2012-9 and Ords. 2012-44, 45, 47. Discussed proposal for Human Resources position with the County, and awaiting further information. Cited a Plain Dealer article relating to decline of property values in the city.

Recreation Board (Councilman Tanski): The next Recreation Board meeting is Monday, September 17th at 6:30 in the Mayor's Court.

Legislative Update, Domestic Violence, Juvenile Diversion (C. Gallagher): Cited the following approved Ohio House Bills 321, 479 and Ohio Senate Bills 262, 509.

Bd. of Zoning Appeals (Comm. Ockington): Meeting held June 19. Request from R.Niec for side yard variance for a swimming pool installed without a permit on Pepper Ridge (temporary variance granted until 9/15/12); request from K. & J.Supek for variance for side yard/rear yard setback for pool installed without a permit on Wefel (denied); and request on behalf of Sheetz for appeal of denial of conditional use and preliminary site plan approval for fueling station/facility on Cascade Crossing (appeal granted).

Economic Development (Chairman DeMarco): Sheetz project will move forward. Thanked the Bd. of Zoning Appeals for their tough decision, and following the letter of the law for the city. Attended road dedication for Memphis Industrial Parkway last week, and hope this will spur economic development in that area. The business owners are very happy with the road completion. This Thursday there will be a Breakfast

with the Mayor for approximately 110 Brooklyn business owners, the Mayor, directors, staff and City Councilmembers. Objectives are to open a line of communication with business owners, and hear concerns of potential solutions in helping assist businesses to grow.

REPORTS OF COUNCIL:

Colleen Gallagher: Condolences to family of Adelbert DePuy. Attended Relay for Life and thanked all volunteers for a successful event. Commented on the \$13,328.22, minus insurance reimbursement, to replace stolen Rec Dept. equipment, saying she is shocked Council was not notified of the thefts. Suggests Council be notified in future by e-mail. Added that there are a lot of social media avenues to be used by people for public input on our city.

Katie Gallagher: Thanked all who participated in the Relay for Life event. The Police Dept. will have a drop-off box in the fall for prescription medications and secure them until the time of removal. Would like to work to increase awareness to the issue of opiate/heroin/pain prescriptions, extending to a collaboration with the School Board in the fall. Passed along a resident's thank you to Dir. Verba for the orange one-day late garbage signs. Mentioned two other communities who had held welcome meetings to introduce residents to their new Police Chief, and thinks it would be good for our community also, in meeting with Chief Mielke. Have had over the past few months complaints on increased noise levels from I-480, and has discussed with ODOT representatives, who have agreed to send an environmental rep. to the end of Fairway, Elizabeth and Shady Lanes. She gave some criteria they would look for, and asked to be contacted if a resident had similar problems.

Kevin Tanski: A Sustainability Advisory Comm. mtg. was held June 20th, with a guest speaker from Engineer Process Systems, who presented an energy price risk management program and a synopsis of a proposal. Wished everyone a happy and safe summer.

Tom Murphy: Wished everyone a safe summer. Asked Mr. Ockington questions about permitting in relation to pools and ancillary items. Comm. Ockington explained the current requests.

Kathy Pucci: Offered condolences to the DePuy family. Gave a report from the Community Reinvestment Corp. held June 13th. Three items were addressed at great length. Ord. 2012-44, the Quit Claim deed from the city to the CIC for the city's Memphis and Ridge property; Ord. 2012-45, the Quit Claim deed for the property on Tiedeman Road, adjacent to the PD; and the Cuyahoga County Assessment Grant. The CIC agreed that upon transfer authorization, the CIC will accept them. A change was made in Ord. 2012-44 reflecting that if there is no sale, or active negotiations, in six months the property reverts back to the city. CIC authorized moving forward with applying for the Assessment Grant, just waiting for access agreements from other property owners (AG and Plain Dealer). Some signs are up for Safe Routes for School, more will go up. Also attended the Memphis Industrial Parkway ribbon cutting, and thanked Dir. Migliorino for her efforts, and the property owners who paid for the road: Ferrous Metals, Gateway Safety, and County Dept. of Development. Attended the State of the School Address given at the Chamber's meeting last week, thanked Mrs. Walker for her presentation. Updated that the city's website is almost complete, with a final review to be done. Departments will have to go through their pages for corrections and information. Once up and running encourages residents to register for the e-mail updates and reminders. Facebook will also be part of the new site. Felt the article on the property taxes was timely in yesterday's paper. With notices going out there will be community meetings at Tri-C August 6-25, no longer to individual communities.

Tony DeMarco: Commented on communication being a two-way street, and if something happens in the city we do have able-bodied directors who should be let to do their jobs. If the Mayor deems it something important enough to inform him, he will, and he will get the message out to the rest of Council. With the Rec Center equipment, he feels it was not a major issue for the city. Reiterated the Council will be off for a few months, and wished all a safe and relaxing summer, reminding that Council is still available to be contacted on anything.

MAYOR'S REPORT:

Mayor Albrier: Attended the Memphis Industrial Parkway ribbon cutting. Especially thanked Dir. Migliorino for her work on this, and all who worked together on this. As a point of information, the Board of Elections has cut polling places, leaving Brooklyn with three locations. Three Cleveland wards will be voting at St. Thomas More this year. Gave an open invitation to everyone in the city for the rest of the summer, that with this excessive heat they are welcome to sit and relax at the Senior Center. Also attended the Relay for Life, and made comments at the event. The Chamber of Commerce will hold a Picnic in the Park on August 18th from 1-6 p.m., with games, food, etc. behind City Hall. PNC Bank is hosting a free financial education seminar at the Westbrook Apartments on June 27th from 6-8 p.m. There will be a public meeting to discuss Charter amendments that the county wants to put on the ballot in November, on June 28th at the Shaker Hts. Community Center, 3450 Lee Road, Shaker Hts, Ohio. Wishes everyone a happy and safe summer, and a happy 4th of July.

DIRECTORS' REPORTS:

Service Dir. Verba: Road construction has started on Brookwood and Glencoe, west of Ridge, then moving to Traymore, Beech and Morton. The completion date is November 16th, so he asked for everyone to be patient. Konstruction King is the contractor, and they will be working from 7-7, no Sundays or holidays, and weather permitting.

AUTHORIZATION REQUEST:

From Mgr. McGinty: Authorization for replacement of stolen property for the Recreation Department. The items are a service door, electrical supply, weed trimmer, backpack blower, a John Deere Gator 6x4, for a total cost of \$13,328.22, minus \$2,575 reimbursement from insurance for the 4x4.

Councilwoman K.Gallagher wanted to point out that, in relation to communication, lack thereof, and micro managing, that while she understands all that, making it clear for directors that if Council is presented with items to vote on, and money to be spent, it's only fair that Council know all the information so as to make a good judgment.

Councilwoman Pucci also went on the record that when a city facility is broken into and city equipment is stolen it's a reasonable expectation for Council to be notified, in a reasonable period of time.

MOTION by Pucci, second by DeMarco to authorize the replacement purchases. **VOTE RESULTED:** *Approve:* Yes: K.Gallagher, Tanski, Murphy, DeMarco, Pucci. No: Gallagher (not in favor of new equipment going back into old pool house where the theft took place.) **(AUTHORIZED)**

From Chief Zemek (item added to Agenda): Grant award amount of \$3,000 for training and equipment from Ohio Dept. of Public Safety, of which there is no matching funds. **MOTION** by Pucci, second by C.Gallagher to accept the grant. **VOTE RESULTED:** *Approve:* Yes: C. Gallagher, K.Gallagher, Tanski, Murphy, DeMarco, Pucci. No: None. **(APPROVED)**

LEGISLATION:

RESOLUTION 2012-9: Adopting the Tax Budget for the fiscal year 2013. **MOTION** by Pucci, second by C.Gallagher to suspend the rules. **VOTE RESULTED:** *Suspend the Rules:* Yes: C.Gallagher, K.Gallagher, Tanski, Murphy, DeMarco, Pucci. No: None. *Adopt:* Yes: C.Gallagher, K.Gallagher, Tanski, Murphy, DeMarco, Pucci. No: None. **(ADOPTED)**

RESOLUTION 2012-10: Approving and adopting the Countywide All Natural Hazards Mitigation Plan for Cuyahoga County, 2011 update. **MOTION** by Pucci, second by K.Gallagher to suspend the rules. **VOTE RESULTED:** *Suspend the Rules:* Yes: C.Gallagher, K.Gallagher, Tanski, Murphy, DeMarco, Pucci. No: None. *Adopt:* Yes: C.Gallagher, K.Gallagher, Tanski, Murphy, DeMarco, Pucci. No: None. **(ADOPTED)**

ORDINANCE 2012-44: Approving a Quit Claim title transfer from City of Brooklyn to the Brooklyn Community Improvement Corporation for the purpose of developing vacant unimproved land located at Memphis Avenue and Ridge Road, Brooklyn, Ohio 44144. **MOTION** by Pucci, second by C.Gallagher to amend by adding to end of Section 3, 'After a period of six months, should the property not be sold, or active negotiations cease, the property would revert back to the City of Brooklyn. **VOTE RESULTED:** *Amend:* Yes: C.Gallagher, K.Gallagher, Tanski, Murphy, DeMarco, Pucci. No: None. **MOTION** BY Pucci, second by K.Gallagher to suspend the rules. **VOTE RESULTED:** *Suspend the rules:* Yes: C.Gallagher, K.Gallagher, Tanski, Murphy, DeMarco, Pucci. No: None. *Adopt, as amended:* Yes: C.Gallagher, K.Gallagher, Tanski, Murphy, DeMarco, Pucci. No: None. **(ADOPTED, AS AMENDED)**

ORDINANCE 2012-45: Approving a Quit Claim title transfer from City of Brooklyn to the Brooklyn Community Improvement Corporation for the purpose of developing vacant semi-improved land located at 4620 Tiedeman Road, Brooklyn, Ohio 44144. **MOTION** by Pucci, second by C.Gallagher to suspend the rules. **VOTE RESULTED:** *Suspend the rules:* Yes: C.Gallagher, K. Gallagher, Tanski, Murphy, DeMarco, Pucci. No: None. *Adopt:* Yes: C.Gallagher, K.Gallagher, Tanski, Murphy, DeMarco, Pucci. No: None. **(ADOPTED)**

ORDINANCE 2012-47: Authorizing the replacement of the roofing and metal deck at the Brooklyn Community-Senior Center in an amount not to exceed \$320,000 pursuant to the Master Intergovernmental Cooperative Purchase Agreement. **MOTION** by Pucci, second by C.Gallagher to suspend the rules. **VOTE RESULTED:** *Suspend the Rules:* Yes: C.Gallagher, K.Gallagher, Tanski, Murphy, DeMarco, Pucci. No: None. *Adopt:* Yes: C.Gallagher, K.Gallagher, Tanski, Murphy, DeMarco, Pucci. No: None. **(ADOPTED)**

ORDINANCE 2012-48: Amending certain sections of Chapter 951 Garbage Collection; Recycling of the Codified Ordinances of the City of Brooklyn, Ohio. **MOTION** by Pucci, second by C.Gallagher to suspend the rules (with information from Dir. Verba for residents). Dir. Verba explained the container requirements are being changed (residents must use the provided container); placement of garbage/refuse for collection (cannot be placed anywhere before or ahead of rear yard prior to 5 p.m. the next pickup day.) President DeMarco noted there will still be a special collection day, on Fridays. And this also clarifies by definition composting and how to place them. **VOTE RESULTED:** *Suspend the rules:* Yes: C.Gallagher, K. Gallagher, Tanski, Murphy, DeMarco, Pucci. No: None. *Adopt:* Yes: C.Gallagher, K. Gallagher, Tanski, Murphy, DeMarco, Pucci. No: None. **(ADOPTED)**

President DeMarco wanted to point out phase 1 of needed repair in terms of roof replacement at the Community-Senior Center is what was approved this evening. He hopes this is the start of a systematic approach towards maintaining all of our city buildings in an adequate manner.

MOTION by Pucci, second by C.Gallagher to adjourn to executive session to discuss matters of personnel as relates to the Law Dept. with the Mayor and Law Director. **VOTE RESULTED:** *Adjourn to executive session:* Yes: C.Gallagher, K.Gallagher, Tanski, Murphy, DeMarco, Pucci. No: None. **(ADJOURN TO EXECUTIVE SESSION)**

MOTION by Pucci, second by DeMarco to reconvene. **VOTE RESULTED:** *Reconvene:* Yes: C.Gallagher, K.Gallagher, Murphy, DeMarco, Pucci. (Absent: Tanski) No: None. **(RECONVENE)**

There being no further business, **MOTION** by Pucci, second by DeMarco to adjourn. **VOTE RESULTED:** *Adjourn:* Yes: C.Gallagher, K.Gallagher, Murphy, DeMarco, Pucci. No: None. **(ADJOURNED)**

Asst. Clerk of Council

President of Council